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CLERK OF DISTRICT COURT
DISTRICT OF NEVADA

BY _____ DEPUTY

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Counsel for the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARISSA LAPID,

Defendant.

Case No. 2:12-CR-391-LDG-(VCF)

**UNITED STATES' MOTION FOR COPY OF DOCKET SHEET AND
MINUTES OF PROCEEDINGS**

COMES NOW the United States of America, by and through the United States Attorney for the District of Nevada, and moves this Court to order the court clerk to provide the United States Attorney's Office with a copy of the docket sheet, including the minute entry of the proceedings of October 29, 2012.

In this case, the defendant, Marissa Lapid, pled guilty to a Two-Count Criminal Information charging her in Count One with Bulk Cash Smuggling in violation of Title 31, United States Code, Section 5332(a)(1) and (b) and in Count Two with Conspiracy to Structure Transactions with Intent to Evade Reporting Requirements in violation of Title 31, United States Code, Section 5324(a)(3). Criminal Information, ECF No. 28.

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1 At the time, the defendant agreed to forfeit \$40,000.00 in United States Currency and an
2 *in personam* criminal forfeiture money judgment in the amount of \$159,700.00 in United States
3 Currency. Plea Agreement Under Fed. R. Crim. P. 11(c)(1)(A) and (B), ECF No. 30; Letter Plea
4 Agreement, ECF No. 31; Second Supplemental Plea Agreement Under Fed. R. Crim. P. 11(c)(1)(A)
5 and (B), ECF No. 32.

6 On October 29, 2012, pursuant to the defendant's agreement, the Court signed a Preliminary
7 Order of Forfeiture, ordering the defendant to forfeit \$40,000.00 in United States Currency and also
8 an *in personam* criminal forfeiture money judgment in the amount of \$159,700.00. Preliminary
9 Order of Forfeiture, ECF No. 33.

10 The undersigned is handling the forfeiture aspects of this case on behalf of the United States
11 Attorney's Office. Apparently, instead of delivering a cashier's check payable to the appropriate
12 federal agency in the amount of \$149,700.00 (the amount of the forfeiture was lowered by
13 \$10,000.00 due to a prior payment), defendant's counsel delivered a check to the Court Clerk. See
14 attached Exhibit A, Copy of Receipt.

15 Recently, the clerk's office indicated that it will require a court order directing the clerk to
16 provide the United States Attorney's Office with a copy of the docket sheet in this matter, including
17 the minutes of the proceedings of October 29, 2012.

18 A copy of the docket sheet including the minutes of the proceedings of October 29, 2012,
19 is needed for the United States Attorney's Office to determine whether the check tendered by the
20 defendant to the clerk was pursuant to the court's verbal order, contrary to the Preliminary Order of
21 Forfeiture; whether it was meant as restitution or a fine and the forfeiture amount is still due and
22 owing; or if there was a misunderstanding as to the satisfaction of the forfeiture order.

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1 WHEREFORE, the United States requests that its motion be granted in its entirety and that
2 the court clerk be directed to, forthwith, provide the undersigned with a copy of the court's docket
3 sheet, including the minutes of the proceedings of October 29, 2012.

4 DATED this 3rd day of January 2013.

5 Respectfully submitted,

6 DANIEL G. BOGDEN
7 United States Attorney

8 /s/Michael A. Humphreys
9 MICHAEL A. HUMPHREYS
10 Assistant United States Attorney

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13 IT IS SO ORDERED:

14 
15 UNITED STATES DISTRICT JUDGE

16 DATED: 8 Jan 2013
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